

THE MONTHLY MEETING OF BERKELEY COUNTY COUNCIL is scheduled to be held on **MONDAY August 23, 2010**, following Public Hearings and the meetings of any scheduled Committees at **6:00 p.m.**, in the **ASSEMBLY ROOM, BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.**

CALL TO ORDER

APPROVAL OF MINUTES:

Public Hearings: Bills Numbered: 10-21, 10-22 and 10-23
Regular Council Meeting

July 26, 2010
July 26, 2010

PUBLIC DISCUSSION - Requests to be heard must be made prior to call to Order and comments must be limited to Agenda items only.

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER. (A TOTAL OF 30 MINUTES WILL BE ALLOTTED FOR THIS PUBLIC DISCUSSION PERIOD.)

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

TIMOTHY C. WINSLOW, ESQ., SOUTH CAROLINA ASSOCIATION OF COUNTIES: PRESENTATION.

MS. LISA JONES, TRIDENT UNITED WAY: PRESENTATION

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

1. Bill No. 10-24, an Ordinance to amend and clarify certain sections of Ordinance No. 01-8-35, adopted August 27, 2001, Zoning and Development Standards Ordinance “Berkeley County Zoning Ordinance” and amending Ordinances Nos. 02-08-33, 02-12-58, 04-11-68, 05-03-08, 05-08-58, 06-09-63, 06-12-92, and 07-07-43, in regard to the regulation of Institutional Residential Land Uses and changes to the permitted Use Table.
[Recommended by Committee on Land Use]

2. Bill No. 10-25, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Maxine Winningham, 1968 Cypress

Campground Road, Ridgeville, **TMS #177-00-00-165**, (1.50 +/- acres), **from GC, General Commercial District to PDMU, Planned Development Mixed Use District**. Council District No. 7.

[Recommended by Committee on Land Use]

3. Bill No. 10-26, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Robert & Lori Hammond**, for Hammond Family, LLC, located off Cypress Gardens Road behind the par 3 golf course, Moncks Corner, **TMS #210-00-00-198** (15.27 acres), **from HI, Heavy Industrial District and R-1, Single Family Residential District, to R-2R(F), Mobile Home Rural Farm Residential District**. Council District No. 6.

[Recommended by Committee on Land Use]

4. Bill No. 10-27, an **ordinance** calling for a **referendum authorizing South Carolina Department of Revenue to issue temporary permits** to allow for the possession, sale and consumption of alcoholic liquors by the drink to bona fide nonprofit organizations and business establishments authorized to be licensed for consumption-on-premises sales and to allow for the sale of beer and wine for off-premises consumption without regard to the days or hours of sale.

[Recommended by Committee on Community Services]

5. Bill No. 10-28, an **ordinance** amending **General Bond Ordinance No. 96-7-33** which authorized and provided for the issuance of Solid Waste System Revenue Bonds of Berkeley County, South Carolina; expanding the definition of system therein; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

6. Bill No. 10-29, an **ordinance** amending **General Bond Ordinance No. 91-4-10** which authorized and provided for the issuance of Water and Sewer System Revenue Bonds of Berkeley County and **General Bond Ordinance No. 03-03-12** which authorized and provided for the issuance of Water and Sewer System Revenue Bonds of Berkeley County, South Carolina; expanding the definition of system therein; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

SECOND READING:

1. Bill No. 10-30, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Danny Baston**, 230 Royle Road, Ladson, **TMS #242-00-02-055**, (10.99 +/- acres), **from GC, General Commercial District to LI, Light Industrial District**. Council District No. 4.

[Recommended by Committee on Land Use]

2. Bill No. 10-31, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **John and Lucretta Winningham**, 1613 & 1621 South Live Oak Drive, Moncks Corner, **TMS #161-14-00-024**, (0.45 acres), and **#161-14-00-**

025, (0.35 acres), from R-2, Manufactured Residential District to GC, General Commercial District. Council District No. 6.

[Recommended by Committee on Land Use]

3. Bill No. 10-32, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Johnnie Capers for Leonard Boyd and Jack Pryor, 1116 Old Gilliard Rd, Ridgeville, TMS #175-00-01-064, (0.227 acres), from F-1, Agricultural District to RNC, Rural & Neighborhood Commercial District. Council District No. 7.

[Recommended by Committee on Land Use]

4. Bill No. 10-33, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Earthsource Engineering for Shirley Huggins and John Avinger, located on Clements Ferry Road across the street from Marina Drive, Charleston, TMS #271-00-02-174 and 029, (58.10 acres), from GC, General Commercial District and R-4, Multi-Family District, Small Scale, to PDMU, Planned Development Mixed Use District. Council District No. 8.

[Recommended by Committee on Land Use]

FIRST READING:

1. Bill No. 10-34, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Lloyd Driggers, Jr., 2106 South Live Oak Drive, Moncks Corner, TMS #180-14-01-038 (2.75 +/- acres), from GC, General Commercial District, to R-2, Manufactured Residential District. Council District No. 6.

[Recommended by Committee on Land Use]

2. Bill No. 10-35, a Seventh Supplemental Ordinance providing for the issuance and sale of Berkeley County, South Carolina, combined Utility System Refunding Revenue Bond, Series 2010, in the principal amount of \$1,695,000 for the purpose of refunding the county's \$1,695,000 Solid Waste System Revenue Bond, Series 2005; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

3. Bill No. 10-36, an ordinance to amend certain sections of Ordinance No. 09-11-55, the Arterial Roads Overlay Ordinance and Ordinance No. 01-8-35, the Berkeley County Zoning and Development Standards Ordinance, as amended, adding arterial roads to the overlay district and providing for the regulation of temporary signage within the overlay district.

RESOLUTIONS:

1. RESOLUTION providing for the Transfer of Funds in the 2009-2010 Berkeley County Budget for County purposes other than as specified in said budget.

[Recommended by Committee on Finance]

- 2. RESOLUTION** providing for the **Transfer of Funds** in the **2010-2011 Berkeley County Budget** for County purposes other than as specified in said budget.
[Recommended by Committee on Finance]

REPORTS FROM STANDING COMMITTEES:

- 1. Committee on Finance.**
Council Member, Mr. Jack H. Schurlknight, Chairman.
- 2. Committee on Land Use.**
Council Member, Mr. Phillip Farley, Chairman.
 - a. Deny Raymond Newhouse/Lanxess Corp. filing extension.
- 3. Committee on Public Works and Purchasing.**
Council Member, Mr. Robert O. Call, Jr., Chairman.
 - a. Purchase and installation of Cogsdale Utility Billing Software (\$656,593.00; \$131,319.00 initial amount; \$172,938.00 annually for four year period.) BCW&S.
 - b. Purchase of motor grader budgeted in FY 2010-2011 for Roads and Bridges Dept. \$178,989.00 purchase price
 \$ 5,973.00 extended warranty
 \$ 18,990.00 service contract
 \$ 203,952.00 Total Purchase Price
 - c. Award of Contract I (Airport Runway Rehabilitation & Lighting Improvements; Contract II (Airport Drainage Improvements).
- 4. Committee on Justice and Public Safety.**
Council Member, Mr. Steve C. Davis, Chairman.
- 5. Committee on Water and Sanitation.**
Council Member, Mr. Timothy J. Callanan, Chairman.
- 6. Committee on Planning and Development.**
Council Member, Mrs. Cathy S. Davis, Chairman.
- 7. Committee on Community Services.**
Council Member, Mr. Caldwell Pinckney, Jr., Chairman.
 - a. Approval to submit grant proposal for \$50,000.00 to Google to assist in purchase and equipping Mobile Literacy Library. (BC Library System)
 - b. Approval to apply for and accept a SCAC Grant in the amount of \$94,298.00. (BC Airport)
- 8. Committee on Human Services.**

Council Member, Mr. Dennis Fish, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

AERONAUTICS COMMISSION

BCD RURAL TRANSPORTATION MANAGEMENT ASSOCIATION

CHARLESTON AREA TRANSPORTATION STUDY

CHARLESTON REGIONAL DEVELOPMENT ALLIANCE

CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS

LIBRARY BOARD

MENTAL HEALTH BOARD

SANGAREE SPECIAL TAX DISTRICT

SPECIAL FIRE TAX DISTRICT ADVISORY COMMISSION

TALL PINES SPECIAL TAX DISTRICT ADVISORY COMMISSION

TAX ASSESSMENT REVIEW BOARD

ZONING APPEALS BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS

THE SEPTEMBER 2010, REGULAR MEETING OF BERKELEY COUNTY COUNCIL WILL BE HELD ON MONDAY SEPTEMBER 27, 2010, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND ANY SCHEDULED COMMITTEE MEETINGS AT 6:00 PM, IN THE ASSEMBLY ROOM OF THE BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES AND MAY BE ON ANY MATTER.

August 18, 2010

S/Barbara B. Austin, CCC

Clerk of County Council